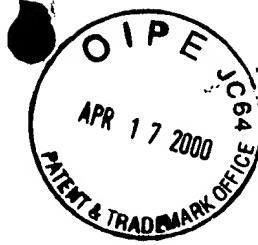


PHLY-24,910



See for  
\$

PATENT

## THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Jeffry Jovan Philyaw

Serial No.: 09/491,142

Filed: January 26, 2000

For: INPUT DEVICE FOR ALLOWING INPUT OF UNIQUE DIGITAL  
CODE TO A USER'S COMPUTER TO CONTROL ACCESS THEREOF  
TO A WEB SITE

Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

I hereby certify that this correspondence is being deposited with the  
United States Postal Service as first class mail in an envelope addressed  
to Commissioner of Patents and Trademarks, Washington, DC 20231 on

4/13/00

(Date of Deposit)

Gregory M. Howison  
(Name of Person Mailing Document)

(Signature)

4/13/00

(Date of Signature)

Dear Sir:

### **SUBMISSION OF MISSING PARTS OF APPLICATION UNDER 37 C.F.R. 1.53**

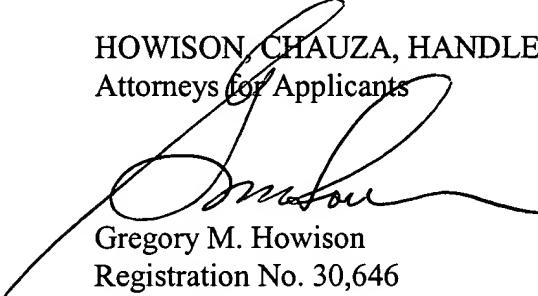
Enclosed are the following items for filing in the above-referenced U.S. Patent  
Application:

1. Copy of Declaration and Power of Attorney, executed by the Applicants on September 21, 1999.
2. Check in the amount of \$65.00 to cover the surcharge set forth in 37 C.F.R. 1.16(e).  
Please charge any additional fees or deficiencies in fees or credit any overpayment to  
Deposit Account No. 20-0780/PHLY-24,910 of HOWISON, CHAUZA, HANDLEY &  
ARNOTT, L.L.P.
3. The original of the application that was executed.

4. Copy of Form PTO-1533 - Notice to File Missing Parts of Application.

Respectfully submitted,

HOWISON, CHAUZA, HANDLEY & ARNOTT, L.L.P.  
Attorneys for Applicants

  
Gregory M. Howison  
Registration No. 30,646

GMH/co  
P.O. Box 741715  
Dallas, Texas 75374-1715  
972/479-0462  
April 13, 2000

CONTINUATION OR DIVISIONAL APPLICATION  
WHERE ORIGINAL APPLICATION PAPERS  
ARE USED AS BASIC PAPERS AND  
ORIGINAL APPLICATION IS NOT TO BE ABANDONED

 DOCKET NUMBER PHLY 24,910	ANTICIPATED CLASSIFICATION OF THIS APPLICATION:		PRIOR APPLICATION: 09/378,221	ART UNIT:
	CLASS	SUBLASS	EXAMINER	2756

Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

“EXPRESS MAIL” mailing label number EL021320932US, Date of Deposit 1/26/00. I hereby certify that this paper is being deposited with the U.S. Postal Service Express Mail Post Office to Addressee Service under 37 C.F.R. 1.10 on the date shown above and is addressed to the U.S. Commissioner of Patents and Trademarks, Box Patent Application, Washington, DC 20231.

This is a Request for filing a X Continuation,   Divisional application under 37 C.F.R. 1.53(b) of prior application Serial No. 09/378,221, filed on August 19, 1999, entitled METHOD AND APPARATUS FOR ACCESSING A REMOTE LOCATION BY SCANNING AN OPTICAL CODE, by the following inventors:

Gregory M. Howison

FULL NAME OF INVENTOR	FAMILY NAME Philyaw	FIRST GIVEN NAME Jeffry	SECOND GIVEN NAME Jovan
RESIDENCE & CITIZENSHIP	CITY Dallas	STATE OR FOREIGN COUNTRY Texas 75225	COUNTRY OF CITIZENSHIP US
POST OFFICE ADDRESS	POST OFFICE ADDRESS 5968 West Northwest Highway #1813	CITY Dallas	STATE & ZIP CODE/COUNTRY Texas 75225
FULL NAME OF INVENTOR	FAMILY NAME Mathews	FIRST GIVEN NAME David	SECOND GIVEN NAME Kent
RESIDENCE & CITIZENSHIP	CITY Carrollton	STATE OR FOREIGN COUNTRY Texas 75007	COUNTRY OF CITIZENSHIP US
POST OFFICE ADDRESS	POST OFFICE ADDRESS 3438 Livingston Lane	CITY Carrollton	STATE & ZIP CODE/COUNTRY Texas 75007

The above identified prior application has not yet issued, nor has abandonment of proceedings occurred.

1. \_\_\_\_\_ Enter the amendment previously filed on \_\_\_\_\_ under 37 C.F.R. 1.116 but unentered, in the prior application.
2. X A preliminary amendment is enclosed.
3. \_\_\_\_\_ Please cancel claims \_\_\_\_\_ before calculating the filing fee.

The filing fee is calculated on the basis of the claims existing in the prior application as amended at 1, 2 and 3 above.

(1) FOR	(2) NUMBER ED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS	- 13 =	0	x \$9.00 =	\$0.00
INDEPENDENT CLAIMS	-1 =	0	x \$39.00 =	\$0.00
			BASIC FEE	+\$345.00
			TOTAL	= \$345.00

4. A check in the amount of \$345.00 is enclosed in payment of the filing fees. Please charge any additional fees or deficiencies in fees or credit any overpayment to Deposit Account No. 20-0780/PHLY-24,910 of HOWISON & HANDLEY, L.L.P.

5. Amend the specification by inserting before the first sentence: This application is a X Continuation,    Division of Application Serial No. 09/378.221, filed August 19, 1999.

6. Priority of Application Serial No.                   , filed on                    in                     
                   is claimed under U.S.C. 119.

7. The prior application is assigned of record to DigitalConvergence.com Inc.

8. X Applicant continues to assert small entity status as evidenced by the Verified Statement Claiming Small Entity Status which was filed in the prior application, a copy of which is attached hereto.

9.                    Please transfer the drawings from the prior application to the new application.

10.                    A true copy of what is shown in my records to be the above identified prior application as filed, including the oath or declaration as originally filed, is enclosed. (37 C.F.R. 1.60 (b) (2)) The copy of the prior application as filed and attached hereto consists of the following:  
43 page(s) of specification  
5 page(s) of claims  
1 page(s) of abstract  
13 page(s) of drawing

11.                    Also enclosed is: \_\_\_\_\_

Also enclosed: Request for        month extension of time response, with fee of         
\_\_\_\_\_

12. The power of attorney in the prior application is to: Gregory M. Howison.

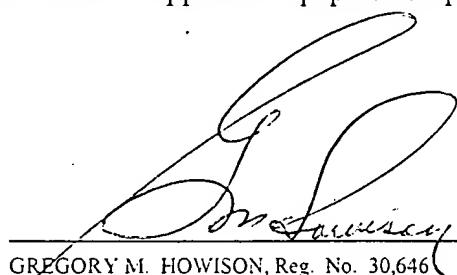
Address all future communications to:  
Gregory M. Howison

HC SON & HANDLEY, L.L.P.  
P.O. Box 741715  
Dallas, Texas 75374-1715  
972/479-0462

The undersigned states that the enclosed application papers comprise a true copy of the prior application as filed.

1/26/00

DATE

  
\_\_\_\_\_  
GREGORY M. HOWISON, Reg. No. 30,646

Inventor(s)  
 Attorney or agent of record  
 Assignee of complete interest  
 Filed under 1.34(a)

#3

## FORMALITIES LETTER

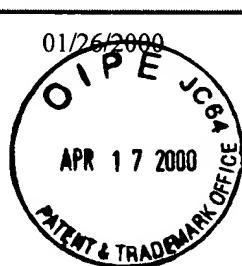


\*OC00000005038898\*

UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark OfficeAddress: COMMISSIONER OF PATENT AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
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09/491,142



Jeffry Jovan Philyaw

PHLY-24,910

Gregory M Howison  
Howison & Handley LLP  
PO Box 741715  
Dallas, TX 75374-1715

Date Mailed: 04/10/2000

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

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*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

04/24/2000 CVORACHA 00000051 09491142

01 FC:205

65.00 OP